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Rebecca R. Ginn

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Wybro et al.

For: "Method of Installation of a
Tension Leg Platform"

Serial No. 10/789,659

Filed: Feb. 27, 2004

Published: Sep. 30, 2004

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Examiner: unknown

Group Art Unit: unknown

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Commissioner for Patents
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THIRD PARTY SUBMISSION IN PUBLISHED APPLICATION
(37 C.F.R. §1.99)

Dear Sir:

The attached Form PTO 1449 is being submitted by a member of the public in the above-captioned case pursuant to the provisions of 37 C.F.R. §1.99.

The date of each patent or publication submitted for consideration by the Office is shown on Form 1449.

This submission is being served upon the attorneys for applicants in accordance with 37 C.F.R. §1.248.

Please charge the \$180 fee set forth in 37 C.F.R. §1.17(p) to Deposit Account 501922 [file ref. no. 206-0003] and this is a request therefor

The submission includes a CD-ROM labeled "Marine Construction 2003 – Emerging Technology for TLP Installations 14 Feb 2003" which contains a Microsoft PowerPoint presentation containing a computer animation segment which was part of a presentation made by Mr. Dwayne Breau on February 20, 2003, at the Marine Construction 2003 &

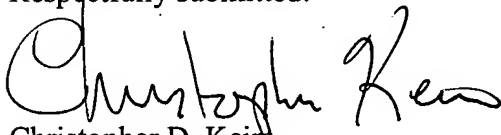
Risk Forum held in Houston, Texas. It is submitted that this reference is a "printed publication" under 35 U.S.C. 102(b) per the decision in *In re Klopfenstein*, 2004 U.S. App. LEXIS 17151 (Fed. Cir. 2004) because it was made directly to those whose interests make them likely to observe and remember whatever it may contain that is new and useful. A list of attendees at the conference (with their affiliation) is on the CD-ROM labeled "Marine Construction 2003 Proceedings."

Instructions for playing the animation sequences:

1. On the CD-ROM labeled "Marine Construction 2003 – Emerging Technology for TLP Installations 14 Feb 2003" open the folder named: 02-14-2003
2. Using Microsoft PowerPoint software, open and run the file named 02-14-2003_2.ppt
3. On slide #20, right click on the "Run" button
4. If necessary, change the drive designation in the window which opens to that of the CD-ROM drive being used – i.e., if the drive being used is not drive E
5. Return to slide #20 in PowerPoint presentation
6. Click on "Run" button
7. Click on "Play All Sequences"

A self-addressed postcard is included with this submission for submitter to receive an acknowledgment by the Office that the submission has been received.

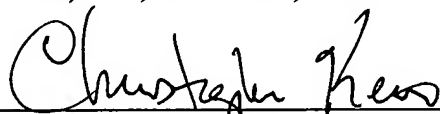
Respectfully submitted:



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PROOF OF SERVICE (37 CFR § 1.248)

I hereby certify that this paper and the documents and things listed in the attached Form 1449 are being sent by USPS 1st Class Mail to Attorneys for Applicant, Andrews & Kurth, LLP, 600 Travis, Suite 4200, Houston, Texas 77002 on November 24, 2004.



Christopher D. Keirs, Reg. No. 32,248